

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 8:03-cr-77-T-30TBM

SAMEEH HAMMOUDEH,

Defendant.

_____ /

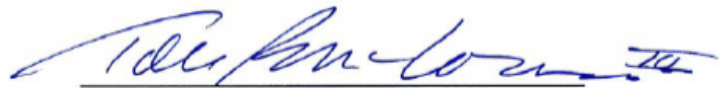
ORDER

THIS CAUSE is before the court on Defendant's **Second Amended Motion and Memorandum in Support for Inclusion of Participation in Investigative, Expert and Other Services by Defendant not Represented by CJA Counsel** (Doc. 611). By this motion, Defendant Hammoudeh requests that the court permit him to participate with the Federal Public Defender and other CJA counsel in sharing facilities, interpreters, and experts. In support of the motion, the Defendant alleges that he has now been determined to be indigent for purposes of the Criminal Justice Act ("CJA") by Magistrate Judge Thomas G. Wilson in unrelated proceedings. He further alleges that he has no funds of his own sufficient to pay the costs of the necessary investigation in the instant action. At present, Mr. Hammoudeh does not seek specific funds pursuant to the CJA.

Heretofore, the court has advised all counsel that it did not object to CJA counsel sharing resources with the Defendants and *vice versa* given the voluminous nature of the discovery and the work necessary to prepare for trial in January 2005. The office of the Federal Public Defender has agreed to share its resources, where appropriate, with CJA and retained counsel as well. Thus, the court concludes that the immediate request of Mr.

Hammoudeh has been previously addressed and is unnecessary for further order. He may receive the benefits of work performed on behalf of Mr. Ballut and Mr. Fariz to the extent that their respective counsel deem it appropriate under the CJA and the ethical obligations owed their clients. To the extent that Mr. Hammoudeh seeks blanket authorization for future CJA funds, the motion is **DENIED** without prejudice.

Done and Ordered in Tampa, Florida, this 7th day of October 2004.



THOMAS B. McCOUN III
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:
Counsel of Record